

limited to, the need for reasons for a shortage of, and means to provide for, surrogate decision makers and case management services for clients, patients, or residents of health care facilities, and residents within communities, who are either temporarily or permanently incapacitated in their decision-making ability regarding health care, money management, or independent living, and who have no family, legally appointed decision maker, or other person willing or able to take responsibility for them. The study committee shall submit a report of its findings and recommendations to the legislative council and the Seventy-third General Assembly, 1989 Session.

Sec. 15. The department shall report to the general assembly by January 15, 1989, on the level of demand for guardianship and conservatorship services, whether the resources are available to meet the demand, and resources that are needed to handle unmet demand in the areas of recruitment, training, and monitoring of guardians and conservators.

Approved May 6, 1988

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## CHAPTER 1171

### REGISTRATION OF VOTERS IN STATE OFFICES

*S.F. 2233*

**AN ACT** relating to the registration of voters in state offices.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 48.20, Code Supplement 1987, is amended to read as follows:

**48.20 REGISTRATION IN STATE OFFICES.**

The registration forms provided in section 48.3 shall be available in the all offices maintained by the state agencies listed in this section. The officers and employees of those agencies shall offer to each person doing business in that office the opportunity to register, unless the officer or employee is reasonably certain that a person doing business in the office has already been offered a registration form within the previous twelve-month period. If the person does execute the form, the form shall be sent to the appropriate commissioner of registration. This section applies to the Iowa civil rights commission and the state departments of human services, human rights, cultural affairs, employment services, revenue and finance, personnel, agriculture and land stewardship, and transportation, and the offices of the clerks of court of the district courts. This section does not prevent the officers or employees of any other state agency from offering voter registration forms to persons in those offices.

The state commissioner of elections is responsible for coordinating and encouraging voter registration activities required by this section. Each department where voter registration is conducted under this section shall report quarterly to the state commissioner the number of registrations completed by the office. The state commissioner shall adopt rules and forms necessary to carry out this section.

Approved May 6, 1988

**CHAPTER 1172****WATER DISTRICTS, UTILITIES, AND ASSOCIATIONS***H.F. 2395*

**AN ACT** permitting certain water utilities to become cooperatives, restricting the exemption from the application of the provisions of chapter 476 for persons furnishing electricity to five or fewer customers to those such persons who are furnishing the electricity by secondary line, from an alternate energy production facility, or small hydro facility, and expanding allowable purposes under chapter 499.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 357A.21, Code Supplement 1987, is amended to read as follows:  
357A.21 ANNEXATION OF LAND BY A CITY — ARBITRATION.

A water district organized under chapter 357, 357A, 499, or 504A shall be fairly compensated for losses resulting from annexation. The governing body of a city or water utility and the board of directors or trustees of the water district may agree to terms which provide that the facilities owned by the water district and located within the city shall be retained by the water district for the purpose of transporting water to customers outside the city. If an agreement is not reached within ninety days, the issues shall be submitted to arbitration. An arbitrator shall be selected by a committee which includes one member of the governing body of the city or its designee, one member of the water district's board of directors or trustees or its designee, and a disinterested party selected by the other two members of the committee. A list of qualified arbitrators may be obtained from the American arbitration association or other recognized arbitration organization or association.

Sec. 2. Section 476.1, subsection 3, unnumbered paragraph 3, Code 1987, is amended to read as follows:

This chapter does not apply to water works having less than two thousand customers, municipally owned water works, or rural water districts incorporated and organized pursuant to chapters 357A and 504A, cooperative water associations incorporated and organized pursuant to chapter 499, or to a person furnishing electricity to five or fewer customers either by secondary line or from an alternate energy production facility or small hydro facility, from electricity that is produced primarily for the person's own use.

Sec. 3. Section 499.5, Code 1987, is amended to read as follows:  
499.5 PERMISSIBLE ORGANIZERS.

1. Five or more individuals, or two or more associations, may organize an association.

2. All individual incorporators of agricultural associations must be engaged in producing agricultural products, which term shall include phrase includes landlords and tenants as specified in section 499.13.

3. A nonprofit water utility organized under chapter 357A or 504A may elect to become an association under this chapter upon majority vote of its members by filing with the secretary of state a verified statement confirming the election and appropriate articles of incorporation. However, the association is subject to the service limitation provisions contained in sections 357.1 and 357A.2.

Sec. 4. **NEW SECTION.** 499.5A WATER UTILITIES — MEMBERS OF FEDERATED ASSOCIATIONS.

Notwithstanding section 499.13, a water utility organized under this chapter and a municipal water utility may be a member of a federated association.

Sec. 5. Section 499.6, Code 1987, is amended by striking the section and inserting in lieu thereof the following: